

# EXECUTIVE COUNCIL OF IOWA AGENDA

**- Teleconference Only -**

Conference Call Phone Number: (866) 685-1580  
Conference Code Pin: 0009990993  
10:00 AM

## June 29, 2020

1. Approval of minutes from the meeting held on June 15, 2020
2. Iowa Code §7D.10 – Page 1  
**TAB # 1**
3. Outside Counsel – Page 1  
**TAB # 2, 3**
4. Emergency Allocations – Page 1
5. Payment of Cost Items – Page 2
6. Information Items – Page 2

**2. Iowa Code §7D.10**

- A. Attorney General's office request Payment for Expenses under Iowa Code §7D.10 in the amount of \$15,200.00.

**TAB # 1**

**3. Outside Counsel**

- A. The Department of Justice, Attorney General's Office, requests the extension of special counsel pursuant to Iowa Code section 13.7(1) to represent the State of Iowa in criminal cases when the offenses are committed by non-natives against non-natives (or without a victim) on the Sac and Fox Indian Settlement in Tama County through June 30, 2021.

Attorney: Michael Marquess  
2183 Docks Drive  
Garwin, IA 50632

Rate: \$5,000.00 per month retainer plus litigation expenses

**TAB # 2**

- B. The Department of Justice, Attorney General's office requests retention of outside counsel pursuant to Iowa Code section 13.3(1) in *MaryLou Birdsell v. Iowa State Penitentiary, State of Iowa and Second Injury Fund of Iowa*, a workers' compensation case filed by a state employee.

Firm: Patterson Law Firm, L.L.P.  
Attorney: Ryan Clark  
505 5<sup>th</sup> Avenue  
Suite 729  
Des Moines, IA 50309

Rate: \$140.00 Per Hour

**TAB # 3**

**4. Emergency Allocations**

- A. Iowa Communications Network is requesting an emergency allocation in the amount of \$30,626.90. On February 10, 2020 ICN sustained cable damage due to excessive erosion along Highway 30 east of Ogden in Boone County. Request is to cover repair costs.

The State Auditor's Office has reviewed this request and recommends allocation, subject to audit of actual invoices and supporting documentation and demonstration that no costs covered by the maintenance contract have been included.

**5. Payment of Cost Items**

- A. Michael Marquess.....\$5,000.00  
2183 Docks Drive  
Garwin, IA 50632  
Tribal cases when the offenses are committed by non-natives against non-natives (or without a victim) on the Sac and Fox Indian Settlement in Tama County

Jeffrey S. Thompson, Solicitor General, has reviewed this invoice and recommends payment. Payment will be made from the General Fund.

- B. Richard J. Bennett, Sr.....\$2,550.00  
PO Box 65666  
West Des Moines, IA 50265  
Special Counsel for the Criminal Appeals Division of the Iowa Attorney General's Office

Jeffrey S. Thompson, Solicitor General, has reviewed this invoice and recommends payment. Payment will be made from the Attorney General's Office's Forfeiture Fund.

- C. Davis, Brown, Koehn, Shors & Roberts, P.C.....\$781.45  
The Davis Brown Tower  
215 10<sup>th</sup> Street, Suite 1300  
Des Moines, IA 50309-3993  
Legal Services to state agencies on issues related to the visa status of prospective state employees

Jeffrey S. Thompson, Solicitor General, has reviewed this invoice and recommends payment. Payment will be made from the funds of the Iowa Department of Justice.

- D. Patterson Law Firm L.L.P.....\$642.00  
729 Insurance Exchange Building  
505 Fifth Avenue  
Des Moines, IA 50309-2390  
Jacquie M. LeClair v. Iowa Department of Transportation, State of Iowa and Second Injury Fund of Iowa

Jeffrey S. Thompson, Solicitor General, has reviewed this invoice and recommends payment. Payment will be made from the Second Injury Fund.

**6. Information Items**

- A. The City of Eldora made their eighth Contingency Loan payment of \$20,000.00. This loan was approved for \$196,800 on October 18, 2010 and is prorated not to exceed twenty years. Total repayment to date: \$115,000.00.